

POSZ LAW GROUP, PLC

ATTORNEYS AT LAW

13040 SOUTH LAKES DRIVE, SUITE 101
RESTON, VA 20191TEL: (703) 707-8110
FAX: (703) 707-8112
WWW.POSZLAW.COM

DAVID G. POSZ
 JAMES E. MARLOW *
 BRIAN C. ALTMILLER
 ROBERT L. SCOTT, II
 CYNTHIA K. HIGGISON
 R. EUGENE VARNDELL, JR.*
 THURESS E. VARNDELL*

DEBRA G. SHOEMAKER, P.H.D.^{**}
 * NOT ADMITTED IN VIRGINIA
 PRINCIPAL LIMITED TO PATENT, TRADEMARK AND COPYRIGHT MATTERS
 ** PATENT AGENT

SPECIALIZING IN PATENTS, TRADEMARKS & COPYRIGHTS

FACSIMILE TRANSMISSION

Feb. 2,
 Date: January 27, 2006

Pages: 8

To: U.S. Patent Office -
 Office of Finance - Refund Branch
 Fax No.: 571-273-6500
 Subject: Request for Refund of IDS Fee

From: David G. Posz

Applicant(s): TAKIMOTO et al.

Application No.: 10/775,255

Attorney Docket No.: 26CT-012-CON

Filed: February 11, 2004

Group Art Unit: 3616

Title: KNEE PROTECTING AIRBAG DEVICE

Examiner: TO, TOAN C

Sirs,

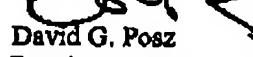
Applicants request a refund to Deposit Account 50-1147 of the PTO fee of \$180 for the submission of Information Disclosure Statement which was charged to our Deposit Account 50-1147 on November 22, 2005 since the fee was not required for this application.

The Communication from a foreign patent office in connection with a counterpart of a foreign application was received on October 18, 2005. The filing of the Information Disclosure Statement was not more than three months prior to the receipt of the Communication, therefore, the IDS fee should be waived.

Copies of the Communication (please note that the upper right corner date is October 18, 2005), Supplemental Information Disclosure Statement of November 15, 2005 and our Deposit Account Statement of November 2005 are attached herewith.

Authorization is hereby given to charge any fee deficiencies or credit any overpayment to Deposit Account 50-1147.

Respectfully submitted,


 David G. Posz
 Reg. No. 37,701

Page 2

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整理番号 1P088 貴社整理番号: 00P00527 発送番号 385090 1/
 発送日 平成17年10月18日
 特許出願理由通知書

特許出願の番号 特願2001-150478
 起案日 平成17年10月12日
 特許庁審査官 黒瀬 雅一 8508 3Q00
 特許出願人代理人 鈴田 昭夫 様
 適用条文 第29条第2項



この出願は、次の理由によって拒絶をすべきものである。これについて意見があれば、この通知書の発送の日から60日以内に意見書を提出して下さい。

理由

この出願の下記の請求項に係る発明は、その出願前日本国内又は外国において頒布された下記の刊行物に記載された発明又は電気通信回線を通じて公衆に利用可能となった発明に基いて、その出願前にその発明の属する技術の分野における通常の知識を有する者が容易に発明をすることができたものであるから、特許法第29条第2項の規定により特許を受けることができない。

記 (引用文献等については引用文献等一覧参照)

この出願の請求項1に係る発明と第1引用例に記載の発明とを比べると、この出願の請求項1に係る発明は、インフレーターが、シリングタイプとして、軸方向を前記ケース周壁部の軸方向と略平行に配置させている点で相違するが、この相違点は、インフレータの配置の方向を単に変更したにすぎず、当業者が所望により適宜容易に為し得る程度の設計的事項である。

この出願の請求項3に係る発明と第1引用例に記載の発明とを比べると、この出願の請求項3に係る発明は、インフレーターが、前記ケース内に折り畳まれて収納された前記エアバッグに膨張用ガスを供給するガス供給路を有して、前記ケースの外方に配置されている点で相違するが、この相違点は、第2引用例に記載の発明に備えられており、この出願の請求項3に係る発明は、第1引用例に記載の発明に第2引用例に記載の発明を適用した程度のものである。

この拒絶理由通知書中で指摘した請求項以外の請求項に係る発明については、現時点では、拒絶の理由を発見しない。拒絶の理由が新たに発見された場合には拒絶の理由が通知される。

引用文献等一覧

豊田合成株式会社 展文

整理番号 1P088

発送番号 385090 2/E
発送日 平成17年10月18日

- 1.特表2000-512951号公報
- 2.特開平06-032195号公報

先行技術文献調査結果の記録

- ・調査した分野 IPC第7版 B60R21/22, 21/20
- ・先行技術文献

この先行技術文献調査結果の記録は、拒絶理由を構成するものではない。

連絡先

特許審査第二部車両制御 03-3581-1101 内線3379

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): TAKIMOTO et al.	
Serial No.: 10/775,255	Atty. Dkt.: 26C-012-CON
Filed: February 11, 2004	Group Art Unit: 3616
Title: KNEE PROTECTING AIRBAG DEVICE	Examiner: TO, TOAN C

Commissioner for Patents
Alexandria, VA 22314

Date: November 15, 2005

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §1.56, the reference(s) listed on the attached Form PTO-1449 is/are being submitted for consideration by the Examiner without any admission that it/they constitute(s) statutory prior art, or without any admission that it/they contain(s) subject matter that anticipates the invention or renders the invention obvious to a person of ordinary skill in the art.

Further, pursuant to 37 C.F.R. §1.97(e), the undersigned hereby certifies that each listed reference was first cited in a Communication (copy enclosed) from a foreign patent office in connection with a counterpart foreign application not more than three months prior to the filing of this statement.

Although no fees are believed to be due at this time, it is respectfully requested that any such fees be charged to Deposit Account 50-1147. Also, the Examiner is requested to initial the attached PTO Form-1449 and to return a copy of same to the undersigned attorney as proof that the listed reference(s) has/have been considered and made of record.

Respectfully submitted,



David G. Posz
Reg. No. 37,701

Posz Law Group, PLC
12040 South Lakes Drive
Suite 101
Reston, VA 20191
(703) 707-9110 (phone)
Customer No. 23400

• PATENT APPLICATION
Page 1 of 1

FORM PTO-1449	ATTY. DKT NO.	26C-012-CON	SER. NO.	10/775,255
	APPLICANT	TAKIMOTO et al.		
	FILING DATE	February 11, 2004	GROUP	3616

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	NAME	CLASS	SUB CLASS	YES	TRANSLATION	
									NO	Eng. Abstr.
		JP-A-2000-512951	10/3/00	JAPAN					X	
		JP-A-H06-32195	2/8/94	JAPAN					X	
		JP-A-H11-115675	4/27/99	JAPAN					X	
		WO 98/45144	10/15/98	JAPAN					X	
		JP-A-H08-244548	9/24/96	JAPAN					X	

* Full English text is available in machine-translated form in JPO (Japanese Patent Office) English language web site at <http://www1.jpat.go.jp/PAT/egi-bin/PA1INDEX>.

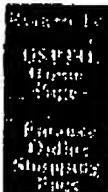
OTHER REFERENCES (including Author, Title, Date, Patent Page, etc.)

	Japanese Office Action (for Japanese counterpart application of JP 2001-150478) dated October 12, 2005.
	Japanese Office Action (for Japanese counterpart application of JP 2001-150484) dated October 12, 2005.
EXAMINER	DATE CONSIDERED

Rev. 10/94 (Form 3.05)

Deposit Account Statement

Page 1 of 2

**Deposit Account Statement**

Requested Statement Month: November 2006
Deposit Account Number: 501147
Name: POSZ LAW GROUP, PLC
Attention: DAVID G. POSZ
Address: 12040 SOUTH LAKES DRIVE
City: RESTON
State: VA
Zip: 20191
Country: UNITED STATES OF AMERICA

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
11/02 4	10911745	01-678	1484	\$130.00	\$8,834.00
11/02 5	10911746	01-678	1801	\$790.00	\$8,044.00
11/02 92	10837563	01-473	1201	\$200.00	\$5,844.00
11/02 94	8410131	26AT-013	1551	\$900.00	\$4,944.00
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11/04 157	78748477	927-007	7001	\$325.00	\$7,619.00
11/04 206	78748513	927-009	7001	\$325.00	\$7,294.00
11/08 68	2982859	112033.298	8621	\$40.00	\$7,254.00
11/08 69	2982859	112033.298	8522	\$100.00	\$7,154.00
11/14 78	6390966		2651	\$450.00	\$6,704.00
11/14 1207	78751941	527-009	7001	\$325.00	\$6,379.00
11/16 1	10201158	11-107	1202	\$150.00	\$6,229.00
11/16 53	10854795	11-255	1281	\$120.00	\$6,109.00
11/16 51	78754269	551-002	7001	\$650.00	\$5,459.00
11/16 98	10852884	26A-012	1252	\$450.00	\$5,009.00
11/17 1	10854795	11-255	1201	\$200.00	\$4,809.00
11/17 1	10916469	01-671	1201	\$200.00	\$4,609.00
11/17 10	PCT/US06/35196	10X-284P/XSI.097PCT 8007		\$20.00	\$4,589.00
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11/17 77	10851052	32-001	2252	\$225.00	\$7,354.00
11/21 8	10425863	01-412	1401	\$800.00	\$6,884.00
11/22 2	10775255	26CT-012-CON	1806	\$180.00	\$6,684.00
11/28 61	10485555		1804	-\$300.00	\$6,384.00
11/30 1	10883871	01-824	1251	\$120.00	\$6,664.00
11/30 30	09844150	12-006	1801	\$790.00	\$6,074.00
11/30 31	09844150	12-006	1251	\$120.00	\$5,954.00

Feb 02 2006 4:58PM POSZ LAW GROUP PLC

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Deposit Account Statement

Page 2 of 2

START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE
\$6,964.00	\$7,310.00	\$8,300.00	\$5,954.00

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United States Patent and Trademark Office
- Sales Receipt -

11/22/2005 PALLEN 00000002 501147 10775255
01 FC:1806 180.00 DA

Adjustment date: 02/17/2006 EXKUBAYI
11/22/2005 PALLEN 00000002 501147 10775255
01 FC:1806 180.00 CR